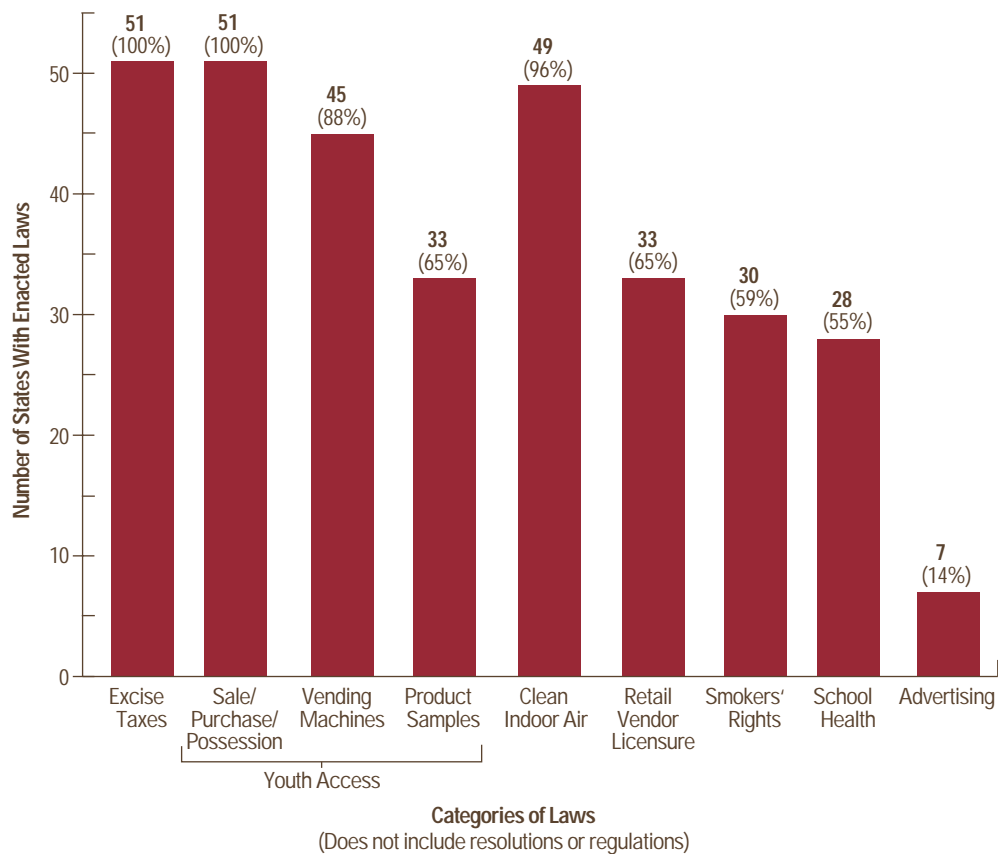


State Cancer
Legislative
Database Program

TOBACCO USE

FACT SHEET • MARCH 1997

Number of States With Enacted Tobacco Use Laws by Category of Law (Through December 1996)



All states and the District of Columbia have enacted legislation addressing the regulation of tobacco use. Excise taxes, ranging from 2.5 cents per pack in Virginia to 82.5 cents per pack in Washington, have been enacted by all states. Ten states (20%) utilize a portion of their excise taxes for cancer or tobacco-related research and/or programs. Similarly, all states have sale, purchase, and possession laws, while 45 (88%) have laws restricting access to vending machines, and 33 (65%) have legislation prohibiting the distribution of tobacco product samples to minors. With the exception of Alabama and Wyoming, all states have legislation addressing clean indoor air; such legislation prohibits

smoking in specified locations. Vendors must obtain a license to sell tobacco at retail establishments in 33 states (65%). In 30 states (59%), legislation has been enacted to preserve the choice to smoke and to prevent workplace discrimination against smokers; however, no legislation in this area has been enacted since 1994. Similarly, the number of states with laws regarding tobacco issues in school health education curricula remains unchanged since 1991. Tobacco advertising legislation, some of which restricts or prohibits tobacco advertisements and some of which requires posting of warnings on tobacco advertisements, exists in seven states (14%).

Source: National Cancer Institute: State Cancer Legislative Database Program, Bethesda, MD, 1997.

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States with Enacted Tobacco Use Laws by Category of Law (Through December 1996)

Categories of Legislation	State	Excise Taxes	Youth Access			Clean Indoor Air	Retail Vendor Licensure*	Smokers' Rights	School Health	Advertising
			Sale/Purchase/ Possession	Vending Machines	Product Samples					
	Alabama	✓	✓				✓		✓	
	Alaska	✓	✓	✓		✓	✓			
	Arizona	✓	✓			✓		✓	✓	
	Arkansas	✓	✓	✓	✓	✓	✓			
	California	✓	✓	✓	✓	✓			✓	✓
	Colorado	✓	✓	✓		✓		✓	✓	
	Connecticut	✓	✓	✓	✓	✓	✓	✓	✓	
	Delaware	✓	✓	✓	✓	✓	✓			
	District of Columbia	✓	✓	✓	✓	✓	✓	✓		
	Florida	✓	✓	✓		✓	✓		✓	
	Georgia	✓	✓	✓	✓	✓	✓		✓	
	Hawaii	✓	✓	✓		✓				
	Idaho	✓	✓	✓		✓	✓		✓	
	Illinois	✓	✓	✓	✓	✓		✓	✓	✓
	Indiana	✓	✓	✓	✓	✓		✓	✓	
	Iowa	✓	✓	✓	✓	✓	✓		✓	
	Kansas	✓	✓	✓	✓	✓	✓			
	Kentucky	✓	✓	✓	✓	✓		✓		✓
	Louisiana	✓	✓	✓	✓	✓		✓	✓	
	Maine	✓	✓	✓	✓	✓	✓	✓	✓	
	Maryland	✓	✓	✓		✓	✓			
	Massachusetts	✓	✓	✓		✓	✓		✓	
	Michigan	✓	✓	✓	✓	✓			✓	✓
	Minnesota	✓	✓	✓	✓	✓		✓	✓	
	Mississippi	✓	✓	✓		✓		✓		
	Missouri	✓	✓	✓	✓	✓		✓		
	Montana	✓	✓	✓		✓	✓	✓		
	Nebraska	✓	✓	✓	✓	✓	✓		✓	
	Nevada	✓	✓	✓	✓	✓	✓	✓		
	New Hampshire	✓	✓	✓	✓	✓	✓	✓		
	New Jersey	✓	✓	✓	✓	✓	✓	✓	✓	
	New Mexico	✓	✓	✓	✓	✓	✓	✓		
	New York	✓	✓	✓		✓	✓	✓	✓	
	North Carolina	✓	✓		✓	✓	✓	✓		
	North Dakota	✓	✓	✓		✓	✓	✓		
	Ohio	✓	✓	✓		✓	✓		✓	
	Oklahoma	✓	✓	✓	✓	✓	✓	✓	✓	
	Oregon	✓	✓	✓	✓	✓		✓	✓	
	Pennsylvania	✓	✓			✓	✓		✓	
	Rhode Island	✓	✓	✓	✓	✓	✓	✓		
	South Carolina	✓	✓		✓	✓	✓	✓		
	South Dakota	✓	✓	✓	✓	✓	✓	✓		
	Tennessee	✓	✓	✓	✓	✓		✓	✓	
	Texas	✓	✓	✓		✓	✓			✓
	Utah	✓	✓	✓	✓	✓	✓		✓	✓
	Vermont	✓	✓	✓		✓	✓		✓	
	Virginia	✓	✓	✓		✓		✓		
	Washington	✓	✓	✓	✓	✓	✓			
	West Virginia	✓	✓			✓		✓	✓	✓
	Wisconsin	✓	✓	✓	✓	✓	✓		✓	
	Wyoming	✓	✓	✓				✓		

*States that require licensure only for vending machines have been excluded.

Source: National Cancer Institute: State Cancer Legislative Database Program. Bethesda, MD, 1997.